

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of Texas

Aaron Bajema

Plaintiff

v.

Rosenthal, Morgan & Thomas, Inc.

Defendant

Civil Action No. 4:10-cv-02339

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Rosenthal, Morgan & Thomas, Inc.
c/o Julius T. David
12747 Olive Blvd Suite 250
Saint Louis MO 63141

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Dennis R. Kurz
Weisberg & Meyers, LLC
5025 N. Central Ave. #602
Phoenix, AZ 85012

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

DAVID J. BRADLEY

CLERK OF COURT

Date:

7/6/10

R. Aldarín

Signature of Clerk or Deputy Clerk

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PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) Rosenthal Morgan + Thomas c/o Julius David
 was received by me on (date) 7/23/10

☐ I personally served the summons on the individual at (place) _____
 on (date) _____; or

☐ I left the summons at the individual's residence or usual place of abode with (name) _____,
 a person of suitable age and discretion who resides there,
 on (date) _____, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Julius David, who is
 designated by law to accept service of process on behalf of (name of organization) _____
Rosenthal Morgan + Thomas on (date) 7-23-2010 or
at 9:52 Am; or

☐ I returned the summons unexecuted because _____; or

☐ Other (specify): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 7/23/10

Kathleen Dunn
 Server's signature

Kathleen Dunn
 Printed name and title

1345 Barrett Parkway Dr Suite 150, Ballin, mo
 Server's address

63021

Additional information regarding attempted service, etc: